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Ultimate Fighting Championship and UFC
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17 **UNITED STATES DISTRICT COURT**

18 **DISTRICT OF NEVADA**

19 Cung Le, Nathan Quarry, Jon Fitch, Brandon
20 Vera, Luis Javier Vazquez, and Kyle Kingsbury,
on behalf of themselves and all others similarly
21 situated,

22 Plaintiffs,

23 v.

24 Zuffa, LLC, d/b/a Ultimate Fighting
Championship and UFC,

25
26 Defendant
27
28

No.: 2:15-cv-01045-RFB-(PAL)

**DECLARATION OF NICHOLAS A.
WIDNELL IN SUPPORT OF
DEFENDANT ZUFFA, LLC'S REPLY
IN SUPPORT OF MOTION TO
EXCLUDE THE TESTIMONY OF
DR. ANDREW ZIMBALIST UNDER
FED. R. EVID. 702 AND DAUBERT**

1 I, Nicholas A. Widnell, declare as follows:

2 1. I am a member in good standing of the bar of the District of Columbia. I am
3 admitted *pro hac vice* to practice before this Court. I am a Partner in the law firm Boies Schiller
4 Flexner LLP, counsel for Zuffa, LLC (“Zuffa”) in the above captioned action in the U.S. District
5 Court for the District of Nevada, *Le et al. v. Zuffa, LLC*, No. 2:15-cv-01045-RFP-PAL.

6 2. I make this declaration in support of Defendant Zuffa, LLC’s Reply in Support of
7 Motion to Exclude the Testimony of Dr. Andrew Zimbalist under Fed. R. Evid. 702 And *Daubert*.

8 3. Based on my review of the files, records, and communications in this case, I have
9 personal knowledge of the facts set forth in this Declaration and, if called to testify, could and would
10 testify competently to those facts under oath.

11 4. The document attached to this Declaration has had red boxes added to it. These red
12 boxes are intended to indicate materials cited in the Reply referenced above. The true and correct
13 copy of materials attached to this Declaration is subject to the addition of those red boxes. They are
14 otherwise unmodified unless otherwise stated.

15 5. Attached hereto as Exhibit 15 is a true and correct copy of Exhibit A to the Marroso
16 Declaration filed in support of Defendants’ Motion for Partial Judgment On The Pleadings in *Miguel*
17 *Angel Garcia v. Top Rank, Inc.*, Case No. 14-cv-1456, ECF No. 79-2 (July 24, 2015) and titled Top
18 Rank Inc. Promotional Rights Agreement.

19
20 I declare under penalty of perjury under the laws of the United States of America that the
21 foregoing facts are true and correct. Executed this 7th day of May, 2018 in Washington, D.C.

22
23 /s/ Nicholas A. Widnell

24 Nicholas A. Widnell